

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION

IN RE: )  
QIMONDA AG, ) CASE NO. 09-14766-RGM  
Debtor. ) CHAPTER 15  
)

**NOTICE OF APPEAL**

The United States International Trade Commission (hereinafter referred to as the "ITC") appeals under 28 U.S.C. § 158(a) from the Memorandum Opinion and Order entered on or about February 16, 2010, determining the applicability of the automatic stay in the above-captioned proceeding on a proceeding known as *In the Matter of Certain Semiconductor Integrated Circuits Using Tungsten Metallization, Inv. No. 337-TA-648* pending before the ITC, as well as other potential actions involving the Debtor before the ITC.

The names of all parties to the order appealed from and the names, addresses, and telephone numbers of their respective attorneys are as follows:

**Administrator of the Qimonda AG Estate, Dr. Michael Jaffe:**

Jeffrey A. Showalter  
Morrison & Foerster, LLP  
1650 Tysons Boulevard, Suite 400  
McLean, VA 22102  
Tel: (703) 760-7700

**United States Trustee:**

United States Trustee  
115 South Union Street, Suite 210  
Alexandria, VA 22314  
Tel: (703) 557-7176

Robert K. Coulter  
Assistant United States Attorney  
VSB: 42512  
2100 Jamieson Avenue  
Alexandria, Virginia 22314  
Tel: (703) 299-3745  
Fax: (703) 299-2584

**United States International Trade Commission**

Robert K. Coulter  
Assistant United States Attorney  
2100 Jamieson Avenue  
Alexandria, Virginia 22314  
Tel: (703) 299-3745  
Fax: (703) 299-2584

James M. Lyons  
Andrea C. Casson  
Paul M. Bartkowski  
Office of the General Counsel  
United States International Trade Commission  
500 E. Street, S.W. Washington, D.C. 20436  
Telephone: (202) 708-5432

Respectfully submitted,

Neil H. MacBride  
United States Attorney

By: /s/ Robert K. Coulter  
Robert K. Coulter  
Assistant U.S. Attorney  
VSB: 42512  
The Justin W. Williams U.S. Attorney's Building  
2100 Jamieson Avenue  
Alexandria, Virginia 22314  
Tel: 703-299-3745  
Fax: 703-299-3983

CERTIFICATE OF SERVICE

I hereby certify a copy of foregoing will be filed with the United States Bankruptcy Court electronically in the CM/ECF system. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system. Parties currently listed by the CM/ECF system to receive electronic notice in this case are set forth below.

Kristen E. Burgers keburgers@venable.com  
Robert H. Chappell rchappell@spottsfain.com,  
kligon@spottsfain.com;eanderson@spottsfain.com;jwest@spottsfain.com;ecorbett  
@spottsfain.com;tmoore@spottsfain.com;nmcullagh@spottsfain.com;jstern@spo  
ttsfain.com  
Robert K. Coulter robert.coulter@usdoj.gov,  
sharon.abbott@usdoj.gov;USAVAE.ALX.ECF.BANK@usdoj.gov  
G. David Dean ddean@coleschotz.com,  
jdonaghy@coleschotz.com;ddean@coleschotz.com  
Augustus C. Epps aepps@cblaw.com, lthompson@cblaw.com  
William A. Gray bgray@sandsanderson.com,  
tebel@sandsanderson.com;kwalters@sandsanderson.com  
Dion W. Hayes dhayes@mcguirewoods.com  
Charles Thomas Hicks thicks@dimuro.com, tom@tomhicksbac.com  
John Ken Kwong-Ming Hsu jhsu@winston.com,  
rwoolner@winston.com;jrawlins@winston.com;smcdonald@winston.com;dcaland  
ra@winston.com;mpalay@winston.com  
Lawrence Allen Katz lakatz@venable.com  
Erin Elizabeth Kessel ekessel@spottsfain.com,  
kligon@spottsfain.com;jwest@spottsfain.com;rchappell@spottsfain.com;tmoore@  
spottsfain.com;eanderson@spottsfain.com  
Stephen E. Leach sleach@ltblaw.com,  
ndysart@ltblaw.com;msarata@ltblaw.com;rrosado@ltblaw.com  
Jennifer McLain McLemore jmclemore@cblaw.com, avaughn@cblaw.com  
Roxanne Feliu Rosado rrosado@ltblaw.com  
Jeffrey Anderson Showalter jshowalter@mofo.com,  
tgoren@mofo.com;bmilller@mofo.com;dkeeton@mofo.com  
David Nelson Southard david.southard@weil.com

Date: March 2, 2010

/s/ Robert K. Coulter  
ROBERT K. COULTER